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# UNITED STATES DISTRICT COURT DISTRICT OF TEXAS SAN ANTONIO DIVISION WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

SHANNON PEREZ, et al.

**Plaintiffs** 

And

EDDIE BERNICE JOHNSON, SHEILA JACKSON-LEE, and ALEXANDER

GREEN, MEMBERS OF THE UNITED STATES CONGRESS

And

TEXAS LEGISLATIVE BLACK CAUCUS, TEXAS HOUSE OF REPRESENTATIVES

And

TEXAS STATE CONFERENCE OF NAACP BRANCHES; HOWARD JEFFERSON, JUANITA WALLACE and REV. BILL LAWSON

Plaintiffs-Intervenors

v.

STATE OF TEXAS, et al.

MEXICAN AMERICAN LEGISLATIVE CAUCUS, TEXAS HOUSE OF REPRESENTATIVES, (MALC)

**Plaintiffs** 

And

THE HONORABLE HENRY CUELLAR,

CIVIL ACTION NO. 5:11-CV-0360-OLG-JES-XR [Lead Case]

CIVIL ACTION NO. 5:11-CV-00361-OLG-JES-XR [Consolidated Case] §

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Member of Congress, CD28; THE TEXAS DEMOCRATIC PARTY and BOYD RICHIE, in his official capacity as Chair of the Texas Democratic Party; and LEAGUE OF UNITED LATIN AMERICAN CITIZENS (LULAC) and its individually named members

Plaintiff-Intervenors

v.

STATE OF TEXAS, et al.,

Defendants

TEXAS LATINO REDISTRICTING TASK FORCE, et al.,

Plaintiff

V.

RICK PERRY, In His Official Capacity as Governor of the State of Texas,

Defendant

MARGARITA V. QUESADA; ROMEO MUNOZ; MARC VEASEY; JANE HAMILTON; LYMAN KING; and JOHN JENKINS

**Plaintiffs** 

v.

RICK PERRY, in his official capacity as Governor of the State of Texas, and HOPE ANDRADE, in her official capacity as Secretary of State of the State of Texas

Defendants

CIVIL ACTION NO. 5:11-CV-0490-OLG-JES-XR [Consolidated Case]

CIVIL ACTION NO. SA-11-CA-592-OLG-JES-XR [Consolidated case]

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JOHN T. MORRIS	§	
Plaintiff	§	
	§	CIVIL ACTION NO.
V.	§	SA-11-CA-615-OLG-JES-XR
	§	[Consolidated Case]
STATE OF TEXAS, et al.	§	
Defendants	§	
	§	
EDDIE RODRIGUEZ, MILTON GERARD	§	
WASHINGTON, BRUCE ELFANT, ALEX	§	
SERNA, SANDRA SERNA, BETTY F.	§	
LOPEZ, DAVID GONZALEZ, BEATRICE	§	
SALOMA, LIONOR SOROLA-	§	
POHLMAN; ELIZA ALVARADO;	§	CIVIL ACTION NO.
JUANITA VALDEZ-COX; JOSEY	§	SA-11-CA-635-OLG-JES-XR
MARTINEZ; NINA JO BAKER; TRAVIS	§	[Consolidated case]
COUNTY and CITY OF AUSTIN,	§	
Plaintiffs	§	
	§	
V.	§	
	§	
STATE OF TEXAS, et al	§	
Defendants	§	

### AGREED MOTION TO DISMISS HAROLD DUTTON, JR. AS A PARTY PLAINTIFF

COME NOW, the attorneys for Plaintiff, Harold Dutton, Jr., and pursuant to the provisions of Rule 41 of the Federal Rules of Civil Procedure, move the court to dismiss Harold Dutton, Jr. as a party plaintiff in this cause. This motion is made at the request of Harold Dutton, Jr. and has been agreed to by all parties.

Respectfully submitted

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#### **CERTIFICATE OF SERVICE**

I hereby certify that on the 13<sup>th</sup> day of December, 2011, I served all counsel of record/parties as indicated below:

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#### UNITED STATES DISTRICT COURT WESTERN DISTRICT OF TEXAS SAN ANTONIO DIVISION

SHANNON PEREZ, et al. **Plaintiffs** And EDDIE BERNICE JOHNSON, SHEILA CIVIL ACTION NO. JACKSON-LEE, and ALEXANDER § 5:11-CV-0360-OLG-JES-XR [Lead Case] **§ § § § §** GREEN, MEMBERS OF THE UNITED STATES CONGRESS And TEXAS LEGISLATIVE BLACK CAUCUS, TEXAS HOUSE OF **REPRESENTATIVES** And TEXAS STATE CONFERENCE OF NAACP BRANCHES; HOWARD JEFFERSON, JUANITA WALLACE and **REV. BILL LAWSON** Plaintiffs-Intervenors v. STATE OF TEXAS, et al. MEXICAN AMERICAN LEGISLATIVE CAUCUS, TEXAS HOUSE OF REPRESENTATIVES, (MALC) Plaintiffs CIVIL ACTION NO. And 5:11-CV-00361-OLG-JES-XR [Consolidated Case]

THE HONORABLE HENRY CUELLAR,

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Member of Congress, CD28; THE TEXAS DEMOCRATIC PARTY and BOYD RICHIE, in his official capacity as Chair of the Texas Democratic Party; and LEAGUE OF UNITED LATIN AMERICAN CITIZENS (LULAC) and its individually named members

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STATE OF TEXAS, et al.	§
Defendants	<b>§</b>
·	§
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WASHINGTON, BRUCE ELFANT, ALEX	§
SERNA, SANDRA SERNA, BETTY F.	§
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POHLMAN; ELIZA ALVARADO;	§ CIVIL ACTION NO.
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MARTINEZ; NINA JO BAKER; TRAVIS	§ [Consolidated case]
COUNTY and CITY OF AUSTIN,	§
Plaintiffs	§
	§
v.	§
	§
STATE OF TEXAS, et al	§
Defendants	§

## ORDER GRANTING AGREED MOTION TO DISMISS HAROLD DUTTON, JR. AS A PARTY PLAINTIFF

Came on for consideration the Agreed Motion To Dismiss Harold Dutton, Jr. As A Party Plaintiff, pursuant to the provisions of Rule 41(a)(2) of the Federal Rules of Civil Procedure in the above entitled and numbered cause. Having considered the motion, the pleadings and other documents on file, and the arguments of counsel, the Court concludes that the motion should in all respects be GRANTED.

IT IS THEREFORE ORDERED, ADJUDGED AND DECREED that Harold Dutton Jr. is dismissed as a party plaintiff in this cause.

JUDGE PRESIDING	_